

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BRIARWOOD INVESTMENTS, INC.,
Individually and On Behalf of All Others
Similarly Situated, : Civil Action No. 1:07-cv-08159-LLS
Plaintiff, :
vs. : CLASS ACTION
CARE INVESTMENT TRUST INC., :
Defendant. :
NOTICE OF MOTION FOR
APPOINTMENT AS LEAD PLAINTIFF
AND FOR APPROVAL OF SELECTION OF
LEAD COUNSEL
:

PLEASE TAKE NOTICE that Institutional Investor Alaska Hotel & Restaurant Employees Pension Trust Fund (“Alaska Hotel & Restaurant Fund”) will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): (i) appointing Alaska Hotel & Restaurant Fund as Lead Plaintiff; (ii) approving Alaska Hotel & Restaurant Fund’s selection of the law firm of Coughlin Stoia Geller Rudman & Robbins LLP to serve as Lead Counsel; and (iii) granting such other and further relief as the Court may deem just and proper. In support of this Motion, Alaska Hotel & Restaurant Fund submits herewith a Memorandum of Law and Declaration of Mario Alba Jr., dated November 19, 2007.

DATED: November 19, 2007

COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP

/s/ Mario Alba Jr.

MARIO ALBA JR.

SAMUEL H. RUDMAN
DAVID A. ROSENFELD
MARIO ALBA JR.
58 South Service Road, Suite 200
Melville, NY 11747
Telephone: 631/367-7100
631/367-1173 (fax)

[Proposed] Lead Counsel for Plaintiff

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CERTIFICATE OF SERVICE

I, Mario Alba Jr., hereby certify that on November 19, 2007, I caused a true and correct copy of the attached:

Notice of Motion for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel;

Memorandum in Support of the Motion of Alaska Hotel & Restaurant Employees Pension Trust Fund for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel; and

Declaration of Mario Alba Jr. in Support of the Motion of Alaska Hotel & Restaurant Employees Pension Trust Fund for Appointment as Lead Plaintiff and for Approval of Selection of Lead Counsel,

to be served: (i) electronically on all counsel registered for electronic service for this case; and (ii) by first-class mail to any additional counsel.

/s/ Mario Alba Jr.

Mario Alba Jr.

CARE INVESTMENT

Service List - 11/16/2007 (07-0193)

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Counsel For Defendant(s)

Andrew D. Kaizer
Wilmer Cutler Pickering Hale and Dorr LLP
399 Park Avenue
New York, NY 10022
212/230-8807
212/230-8888(Fax)

Counsel For Plaintiff(s)

Jack G. Fruchter
Abraham, Fruchter & Twersky
One Pennsylvania Plaza, Suite 2805
New York, NY 10119
212/279-5050
212/279-3655(Fax)

Samuel H. Rudman
David A. Rosenfeld
Mario Alba, Jr.
Coughlin Stoia Geller Rudman & Robbins LLP
58 South Service Road, Suite 200
Melville, NY 11747
631/367-7100
631/367-1173(Fax)